

UNITED STATES DISTRICT COURT

SOUTHERN

District of NEW YORK

WELLS FARGO BANK, N.A., as Trustee,

Interpleader Plaintiff,

V.

CAYLON, MAGNETAR CONSTELLATION
MASTER FUND, LTD., CEDE & CO., as Holder
of certain Global Notes and Preference Shares and
nominee name of the Depository Trust Company,
and DOES 1 through 100, owners of beneficial
interests in the Global Notes and/or preference Shares,

Interpleader Defendants.

SUMMONS IN A CIVIL ACTION

CASE NUMBER:

08 CV 1297

JUDGE LYNCH

To: Magnetar Constellation Master Fund Ltd.
c/o Peter Feldman, Esq.
Otterbourg Steindler Houston & Rosen PC
230 Park Avenue
New York, New York 10169

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Michael E. Johnson, Esq., Alston & Bird LLP, 90 Park Avenue, New York, New York 10016

an answer to the complaint which is served on you with this summons, within twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

FEB 08 2008

CLERK

Marcos Quintero

DATE

(By) DEPUTY CLERK

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE

Service of the Summons and complaint was made by me ⁽¹⁾	DATE
NAME OF SERVER (<i>PRINT</i>)	TITLE

Check one box below to indicate appropriate method of service

- ☐ Served personally upon the defendant. Place where served:
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
Name of person with whom the summons and complaint were left:
- ☐ Returned unexecuted:
- ☐ Other (specify):

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL	\$0.00
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on _____
Date Signature of Server

Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

WELLS FARGO BANK, N.A., as Trustee,

Interpleader Plaintiff,

-against-

CAYLON, MAGNETAR CONSTELLATION
MASTER FUND, LTD., CEDE & CO., as
Holder of certain Global Notes and Preference
Shares and nominee name of the Depository
Trust Company, and DOES 1 through 100,
owners of beneficial interests in the Global Notes
and/or Preference Shares,

Interpleader Defendants.

Civil Action No. 08 CV 1297

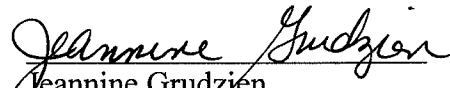
AFFIDAVIT OF SERVICE

STATE OF NEW YORK)
)
COUNTY OF NEW YORK) ss:

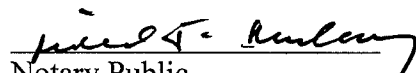
Jeannine Grudzien, being duly sworn, deposes and say, that deponent is not a party to the action, is over 18 years of age and is employed by Alston & Bird LLP.

That on the 8th day of February, 2008, at approximately 4:45 p.m., deponent served a copy of the Summons, Civil Cover Sheet, Interpleader Complaint, Interpleader, Rule 7.1 Statement, Individual Practices of Gerard E. Lynch, Individual Practices of Magistrate Judge Henry Pitman and Consent to Proceed Before United States Magistrate Judge upon Otterbourg, Steindler, Houston & Rosen, P.C., 230 Park Avenue, New York, New York 10169 by personally delivering and leaving the same with Peter Feldman, Esq., who was authorized to accept service.

Peter Feldman is a Caucasian male, approximately 55 years old, stands approximately 5 feet 10 inches tall and weighs approximately 140 pounds, wears eyeglasses and has grey hair.

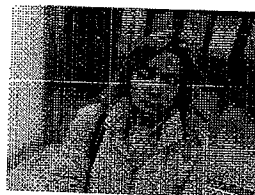

Jeannine Grudzien

Sworn to before me this
11th day of February, 2008


Notary Public

MICHAEL J. MALLOY
NOTARY PUBLIC, STATE OF NEW YORK
NO. 41-4914497
QUALIFIED IN NEW YORK COUNTY
COMMISSION EXPIRES JANUARY 27, 2010

OTTERBOURG, STEINDLER



JEANNE GRUDZIEN

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02/08/08

16:31:30

